

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

-----x  
DAVID FRANCO,

Plaintiff,

against-

KYTEL INTERNATIONAL GROUP, INC.,  
GREGORY KILEY, EDWARD KILEY and  
DON BOSCO,

Defendants.  
-----x

FILED  
CLERK OF COURT  
U.S. DISTRICT COURT  
DISTRICT OF MASSACHUSETTS  
NOV 22 2004  
FBI  
AFFIDAVIT OF  
EDWARD KILEY  
IN SUPPORT OF  
DEFENDANTS'  
MOTION TO DISMISS

STATE OF NEW YORK     )  
                                  ) ss.:  
COUNTY OF NEW YORK )

EDWARD KILEY, being duly sworn, says:

1. I am a defendant in this action. I make this affirmation in support of defendants' motion to dismiss.
2. I am Chief Financial Officer of Kytel International Group, Inc. ("Kytel"). Although I have been named as a defendant in this action, I have never been personally served with the summons and complaint, nor have I authorized anyone to accept service on my behalf.
3. Also, I have never traveled to Massachusetts in connection with my employment with Kytel.
4. Furthermore, I personally do not do or solicit business in Massachusetts, nor do I derive revenue from business conducted or services provided there. I do not possess, use, or have an interest in any real property located in Massachusetts.

NOV-11-2004 09:48  
NOV-18-2004 09:48 PMT.

P.04/04

5. I have never contracted to insure any person, property, or risk in  
Massachusetts, nor have I maintained a domicile in Massachusetts.

6. I have never been subject to personal jurisdiction in a  
Massachusetts court in any proceeding.

Sworn to before me this  
12 day of November 2004

Michelle Calarco  
NOTARY PUBLIC

Edward Kiley  
EDWARD KILEY

MICHELLE CALARCO  
Notary Public, State of New York  
No. 01CA6055284  
Qualified in Suffolk County  
Commission Expires February 20, 2003